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To: Mail Stop Amendment
Firm: U. S. Patent and Trademark Office
Fax #: 571-273-8300
From: Ronald J. Kubovcik (Registration No. 25,401)
Date: May 2, 2008
Pages : 3 including this cover sheet.

Re : Appl. No. : 10/531,045
Applicant : Daizo JITO et al.
Filed : April 12, 2005
TC/A.U. : 1795
Examiner : John S. Maples
Dkt. No. : MAM-062
Cust. No. : 20374

Confirmation No. 2577

Document transmitted herewith: (1) RESPONSE TO RESTRICTION REQUIREMENT
DATED APRIL 7, 2008

(Duc: May 7, 2008)

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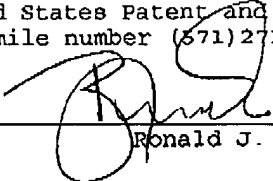
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/531,045 Confirmation No. 2577
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I hereby certify that this paper is being
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Ronald J. Kubovcik

RESPONSE TO RESTRICTION REQUIREMENT DATED APRIL 7, 2008

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

May 2, 2008

Sir:

This paper is submitted in response to the Office Action dated
April 7, 2008.

In the Action, restriction is required between:

- (I) Claims 1 to 22, identified in the Action as being
directed to a rechargeable lithium battery; and
- (II) Claims 23 to 28, identified in the Action as being
directed to a method of making a rechargeable lithium

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U.S. Patent Appln. S.N. 10/531,045
RESPONSE TO RESTRICTION REQUIREMENT

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battery.

Applicants elect the subject matter of group (I), claims 1 to 22, for prosecution in this application. This election is made without traverse with the understanding that the applicants' rights under 35 U.S.C. §§ 120 and 121 to the filing of a divisional application directed to the non-elected subject matter are retained.

The foregoing is believed to be a complete and proper response to the Office Action dated April 7, 2008. A favorable action on the merits of the elected subject matter is believed to be in order and is respectfully solicited.

In the event any fees are required, please also charge our Deposit Account No. 111833.

Respectfully submitted,

KUBOVCIK & KUBOVCIK



Ronald J. Kubovcik
Reg. No. 25,401

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